S.B.Criminal Misc. Bail Application No.5462/2007
(Kaka Singh @ Jasvinder Singh & Anr. Vs. State of Raj.)

Date of order : 20.11.2007

HON'BLE MR.H.R.PANWAR, J.

Mr. Devendra Singh for the petitioners.

Mr. Ashok Updhyay, Public Prosecutor.

Heard learned counsel for the petitioners and the Public Prosecutor for the State. Perused the order impugned as well as case the challan papers.

It is contended by learned counsel for the petitioners that injured Gurmeet Singh did not specify any injury, as such, no injury has been assigned to the petitioners by the injured Gurmeet Singh. So far as Darshan Singh is concerned, though he alleged that petitioner Kaka Singh was armed with Barchhi and inflicted injury but the injury assigned to the petitioners is simple in nature. Learned counsel for the petitioners further submits that the petitioners are in custody since July, 2007 and the trial is likely to take long time.

I have carefully gone through the injury reports of the injured and also their statements and the reports of the radiologist. Reports of radiologist in respect of injured Darshan Singh and Gurmeet Singh show that there is no bony injury and in his statement injured Gurmeet Singh did not specify any injury.

Looking to the facts and circumstances of the case and the fact that the injuries are simple in nature and have not been specifically assigned by injured Gurmeet Singh, I deem it just and proper to enlarge the accused petitioners on bail.

Accordingly, this bail application filed under Sec. 439 Cr.P.C. is allowed and it is directed that petitioners No.(1) Kaka Singh @ Jasvinder Singh s/o Balkar Singh and (2) Labh Singh s/o Ujagar Singh be released on bail in FIR No.182/2007 P.S. Sri Vijaynagar, provided each of them executes a personal bond for a sum of Rs.20,000/- with two sound and solvent sureties in the sum of Rs.10,000/- each to the satisfaction of learned trial court for their appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(H.R.PANWAR), J.

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